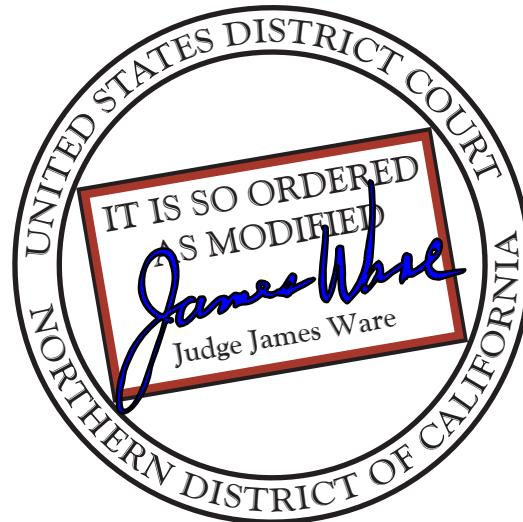


1 LAW OFFICES OF LAURENCE F. PADWAY  
2 LAURENCE F. PADWAY Bar No. 89314  
3 lp@padway.com  
4 1516 Oak Street, Suite 109  
5 Alameda, CA 94501  
6 Telephone: (510) 814-0680  
7 Facsimile: (510) 814-0650

8  
9 Attorneys for Plaintiff  
10 Pamela Lee

11 SEDGWICK LLP  
12 REBECCA A. HULL Bar No. 99802  
13 rebecca.hull@sedgwicklaw.com  
14 ERIN A. CORNELL Bar No. 227135  
15 erin.cornell@sedgwicklaw.com  
16 333 Bush Street, 30th Floor  
17 San Francisco, CA 94104-2834  
18 Telephone: (415) 781-7900  
19 Facsimile: (415) 781-2635

20  
21 Attorneys for Defendant Kaiser Permanente Flexible  
22 Benefits Plan, incorrectly sued as Kaiser Foundation Health  
23 Plan Long Term Disability Plan; and Real Party in Interest  
24 and Counterclaimant Metropolitan Life Insurance Company



14  
15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA

17  
18 PAMELA LEE,  
19 Plaintiff,  
20 v.  
21 KAISER FOUNDATION HEALTH PLAN  
22 LONG TERM DISABILITY PLAN,  
23 Defendant.  
24  
25  
26  
27  
28

Case No. 3:09-cv-02176 JW  
**STIPULATION AND [PROPOSED]  
ORDER FOR CONTINUANCE OF  
BRIEFING DATES AND THE HEARING  
DATE FOR THE PARTIES' MOTIONS**

AND RELATED COUNTERCLAIM

IT IS HEREBY STIPULATED BY AND BETWEEN THE PARTIES:

Currently pending before the Court are Counterclaimant Metropolitan Life Insurance Company's ("MetLife") motion for judgment (ECF No. 89) and plaintiff's motion for entry of judgment (ECF No. 91). The parties' respective opposition briefs are currently due January 20, 2012. Plaintiff's counsel is ill and will not be able to timely file an opposition brief on behalf of his client. Therefore, the parties respectfully request that the Court grant a short continuance of the briefing dates.

The parties request that the Court continue the last day for the parties to file their opposition briefs from January 20, 2012 to Monday January 23, 2012. The parties further request that the Court continue the last day for the parties to file their reply briefs from January 27, 2012 to January 30, 2012.

The parties further agree and request, pursuant to the Court's order and consistent with the Court's standing order and calendar following the transfer of this matter from the Honorable Susan Illston to the Honorable James Ware, that the hearing on their respective motions be continued to March 5, 2012 at 9:00 a.m., or as soon as thereafter as the matter may be heard.

SO STIPULATED, AGREED, AND RESPECTFULLY SUBMITTED:

By: /s/ Laurence F. Padway (as authorized on 1/20/2012)  
Laurence F. Padway  
Attorneys for Plaintiff  
Pamela Lee

DATED: January 20, 2012 SEDGWICK LLP

By: /s/ Rebecca A. Hull  
Rebecca A. Hull  
Erin A. Cornell  
Attorneys for Defendant Kaiser Permanente Flexible  
Benefits Plan, incorrectly sued as Kaiser Foundation  
Health Plan Long Term Disability Plan; and Real Party in  
Interest and Counterclaimant Metropolitan Life Insurance  
Company

## ORDER

It is so ordered. MetLife's opposition to plaintiff's motion for entry of judgment, and plaintiff's opposition to MetLife's motion for judgment shall be due on January 23, 2012. MetLife's reply in support of its motion for judgment and plaintiff's reply in support of her motion for entry of judgment shall be due on January 30, 2012. The hearing on the parties' motions is continued to ~~March 5~~, 2012 at 9:00 a.m.

DATED: Jan. 24, 2012

  
HONORABLE JAMES WARE  
CHIEF DISTRICT JUDGE